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N THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Donnelly, et al.

Confirmation No.:

Serial No .:

10/699,116

Art Unit:

2187

Filed:

October 31, 2003

Examiner: Christan Chace

For:

Transceiver with Latency

Attorney Docket No.:

60809-0143-US

Alignment Circuitry

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure provisions of 37 C.F.R. §1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the application.

1.	Enclosures accom	panying this	Information	Disclosure	Statement are:
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la.	×	A list of all patents, publications, applications, or other information submitted for
		consideration by the office.

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		Each U.S. patent application publication and U.S. and foreign patent;
		Each publication or that portion which caused it to be listed on the PTO-1449;
	the	For each cited pending U.S. application, the application specification including claims, and any drawing of the application, or portion of the application which sed it to be listed on the PTO-1449 including any claims directed to that portion
		all other information or portion which caused it to be listed on the PTO-1449.
1c.		An English language copy of search report(s) from a counterpart foreign application or PCT International Search Report.
1 d .		Explanations of relevancy (ATTACHMENT 1(d), hereto) or English language abstracts of the non-English language publications.
	Thi	s Information Disclosure Statement is filed under 37 C.F.R. §1.97(b):
		Within three months of the filing date of a national application other than a

continued prosecution application under §1.53(d);

2.

		§1.491 in an international application;
		☐ Before the mailing of the first Office action on the merits;
		☐ Before the mailing of a first Office action after the filing of a request for continued examination under §1.114.
3.	×	This Information Disclosure Statement is filed under 37 C.F.R. §1.97(c) after the period specified in 37 C.F.R §1.97(b), but before the mailing date of any of a final action under 37 C.F.R. §1.113, a notice of allowance under 37 C.F.R. §1.311 or an action that otherwise closes prosecution in the application.
		(Check either Item 3a or 3b)
	3a.	☐ The Certification Statement in Item 5 below is applicable. Accordingly, no fee is required.
	3b.	 ☑ The \$180.00 fee set forth in 37 C.F.R. §1.17(p) in accordance with 37 C.F.R. §1.97(c) is: ☐ enclosed ☑ to be charged to Morgan, Lewis & Bockius LLP Deposit Account No. 50-0310 (order no. 60809-0143-US).
		(Item 3b to be checked if any reference known for more than 3 months)
4.		This Information Disclosure Statement is filed under 37 C.F.R. §1.97(d) after the period specified in 37 C.F.R. §1.97(c), but on or before the date of payment of the issue fee.
		(Check either Item 4a or 4b)
	4a.	☐ The Certification Statement in Item 5 below is applicable.
	4.b	☐ The \$180.00 fee set forth in 37 C.F.R. §1.17(p) is:
		 enclosed. to be charged to Morgan, Lewis & Bockius LLP Deposit Account No. 50-0310 (order no).
5.		Certification Statement (applicable if Item 3a or Item 4a is checked)
•		(Check either Item 5a, 5b or 5c)
	5a.	☐ In accordance with 37 C.F.R. §1.97(e)(1), it is certified that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
	5b.	Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart application, and the communication was not received by any individual designated in 37 C.F.R. §1.56(c) more than thirty days prior to the filing of this information disclosure statement.
	5c.	Pursuant to 37 C.F.R. §1.704(d), each item of information contained in this information disclosure statement was cited in a communication from a foreign

patent office in a counterpart application, and the communication was not **received** by any individual designated in 37 C.F.R. §1.56(c) more than thirty days prior to the filing of this information disclosure statement.

6.	×	Copies of each cited U.S. patent and each U.S. patent application publication are not enclosed pursuant to the USPTO OG Notice dated 05 August 2003 waiving the requirement under 37 C.F.R. 1.98(a)(2)(i) for U.S. patent applications filed after June 30, 2003.
7.		This application is a continuation application under 37 C.F.R. §1.53(b) or (d).
		(Check appropriate Items 7a, 7b and/or 7c)
	7a.	☐ A Petition to Withdraw from issue under 37 C.F.R. §1.313(b)(5) is concurrently filed herewith.
	7b.	Copies of publications listed on Form PTO-1449 from prior application Serial No, filed on, of which this application claims priority under 35 U.S.C. §120, are not being submitted pursuant to 37 C.F.R. §1.98(d).
	7c.	☐ Copies of the publications listed on Form PTO-1449 were not previously cited in prior application Serial No, filed on, and are provided herewith.
8.		This is a Supplemental Information Disclosure Statement. (Check Item 8a)
	8a.	□ This Supplemental Information Disclosure Statement under 37 C.F.R. §1.97(f) supplements the Information Disclosure Statement filed on A bona fide attempt was made to comply with 37 C.F.R. §1.98, but inadvertent omissions were made. These omissions have been corrected herein. Accordingly, additional time is requested so that this Supplemental Information Disclosure Statement can be considered as if properly filed on
9.		In accordance with 37 C.F.R. §1.98, a concise explanation of what is presently understood to be the relevance of each non-English language publication is:
		(Check Item 9a, 9b, or 9c)
	9a.	satisfied because all non-English language publications were cited on the enclosed English language copy of the PCT International Search Report or the search report from a counterpart foreign application indicating the degree of relevance found by the foreign office.
	9b.	□ set forth in the application.
	9c.	□ enclosed as an attachment hereto.
10.	×	The Commissioner is authorized to charge any additional fee required or credit any overpayment for this Information Disclosure Statement and/or Petition to Morgan, Lewis & Bockius LLP Deposit Account No. 50-0310 (order no. 60809-0143-US).

11.
No admission is made that the information cited in this Statement is, or is considered to be, material to patentability nor a representation that a search has been made (other than a search report of a foreign counterpart application or PCT International Search Report if submitted herewith). 37 C.F.R. §§1.97(g) and (h).

Respectfully submitted,

Date: December 14, 2004

31,066

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(Reg. No.)

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INFORMATION DISCLOSURE	Application Number	10/699,116		
O CE CITATION	Filing Date	October 31, 2003		
() ()	First Named Inventor	Donnelly, et al.		
DEC 1 4 2004 PTO-1449	Art Unit	2187		
Page Sign	Examiner Name	Chace, Christian		
Sheet of 1	Attorney Docket Number	60809-0143-US		

		U.S. PATE	NT DOCUMENTS				
Examiner Initials	Document Number Number - Kind Code	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Class	Subclass	Filing	Date if priate
	6,526,469	02/25/2003	Drehmel, et al.	710	306	710010	priace
	5,020,107	02/20/2000		7.10	300		
		EODEICN DA	TENT DOCUMENTS				
	Foreign Patent Document			1	T	Trans	lation
Examiner Initials	Country Code ² - Number ³ - Kind Code ⁴ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Class	Class Subclass	Yes	No
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Examiner Initials	Include name of the author (in	CAPITAL LETTERS),	title of the article (when appropriate), volume-issue number(s), publisher, of	, title of the			umal,
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Examiner	Date	
Signature	Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant

not in conformance and not considered. Include copy of this form with next communication to applicant.

See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached. Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.